Levine and His Sons, Who Lived in a Fine House in Harlem, Ran the Mexico Lottery-Concern Really a Fake, the Police Say-Got Tickets and Plates.

A gang of alleged lottery swindlers was rounded up in Harlem yesterday by Detective-Sergeants McConville, Peabody and Clark and Post Office Inspector Boyle. Seven persons were arrested.

The police say that while the gang pretended to be the representatives of the Mexico Lottery Company, they were in reality taking the money of the players for nothing, taking the precaution only of letting some one win once in a while, in order not to spoil the reputation of the game entirely.

The gang had its headquarters in a finely furnished five-story house at 333 Pleasant avenue, where Louis Levine, his wife, two sons and two daughters lived. They occupied the first floor and basement for their business. The ground floor was equipped as a combination of office and parlor, deco rated with enlarged facsimiles of winning lottery tickets, prospectuses and lists of drawings. The neighborhood is a very good one, and the head of the gang posed among his neighbors as a prosperous stock

The detectives have been watching the place for some time, gathering a lot of evidence against the gang. When the Peabody waited until one of the gang started o go into the house. He followed the man up the stoop and stuck his foot in the door to prevent its being closed. When he had got that far the other detectives

came up on the run. A brief fight ensued after they had pushed their way into the front room on the ground floor, in which the principal part was played by a small white puppy. This apparently inoffensive beast managed to bite Peabody in the leg so badly that the detective had to seek medical aid when the struggle was over. His trousers leg was torn to pieces and he had an ugly bite just above the lef ankle, which had to be cauterized.

The following persons were arrested in the place: Lester Levine. 29 years old, insurance collector; Bernhard Levine, 23 years old, livery stable keeper; Louis Levine, 45 years old, real estate dealer; Max Simpson, 56 years old, insurance man of 305 East Eighty-fifth street and William Torrib, 31 years old of 267 Seventh avenue. The three Levines said that they lived at the raided place.

Later Leo Strauss, who has a printing shop at 203 East 110th street, and George Gachstatter of 2051 Third avenue, his helper, were also locked up. The charge against all the prisoners who were taken to Headquarters will be violation of the lottery law. This will probably be followed by a charge of using the United States mail unlawfully.

The first clue to the gang was obtained by chance. A few weeks ago a number of small packages were received at the post office addressed to "Sr. D. Francisco

of smail packages of office addressed to "Sr. D. Francisco Marrero, aparta 22, Nuevitas, Cuba. On the wrapper was printed in small letters "Lester L. Levine, Broker, 333 Pleasant avenue, New York city."

At the Havana post office, one of the packages broke open and a clerk discovered that lottery tickets were inside. All the packages were immediately returned to Washington, where an investigation was ordered. Inspector Boyle went to the address given and found that the Levines were apparently very prosperous. were apparently very prosperous.

He found a man who told him that Levine.

although very rich had formerly been an agent of the Louisiana Lottery, and had become a leader of the small lottery manipulators after the big concern had gone out

Besides a large quantity of lottery tickets nent room, the detectives yesterday seized 200 packages addressed to agents of the lottery in New York and else-where. Lists of agents' names were also where. Lists of agents' names were also captured, as well as a large quantity of advertising matter and drawing sheets. The tickets were of four varieties, all bearing the name of the Mexico Lottery Company of Puebla, de los Angeles, Mexico. Full tickets were \$2, half tickets, \$1, quarter tickets 50 cents and eighth tickets 25 cents. The police said yesterday that Strauss had confessed that all the tickets used by the gang had been printed by him at a the gang had been printed by him at a price of \$40 per 1.000. The plates from which they were printed were found in

his shop.
Mrs. Levine and her three daughters tried vainly to see the prisoners yesterday. At Police Headquarters they were turned At Police Headquarters they were turned away after spending several hours asking for a chance to talk to the Levines. They then returned to their home and sent friends to ask the Federal authorities to issue an order permitting them to visit the prisoners This was refused

Office Inspector Boyle declares that Levine has been running a fake lottery.
"His profits must have been enormous."
said the inspector, "as he was put to little

#### KIDNAPPERS SOON CAUGHT. Woman Loved Another's Child and Fought Against Giving Him Up.

SEABRIGHT, N. J., Feb. 21 .- Three-yearold Arthur Jones is said to have been kidnapped here to-day by John Chapman and Thomas H. Hill, who have been apprehended and are held under \$500 bail each to await the action of the Grand Jury. Mrs. Emma Randall, who is charged with having planned to kidnap the child, is held under \$5,000 bail.

Jones came from the South a few months ago, got employment in a restau-rant here and put her child to board with Mrs. Randall. The latter became attached Mrs. Randall. The latter became attached to the boy and refused to give him up when asked for him. The mother, however, obtained possession of the child. While she was at Long Branch yesterday Mrs. Randall, it is alleged, got Chapman and Hill to take the child away.

The boy is now in the custody of his mother.

#### CTAH ANTI-TREATING BILLS. Roman Pushing Legislation to Make the Treating Custom a Crime.

SALT LAKE CITY, Utah, Feb. 21 .- Two Anti-Treating bills were introduced in the Legislature yesterday. Mrs. Mary G. Coulter is the advocate of both. One of these provides a penalty of \$10 to \$100 or imprisonment for not over thirty years, for offering or accepting any intoxicating liquor with-

The other is much more stringent and applies to candidates for any public office. It is made unlawful for any candidate or his agent to give away any cigars, liquor or refreshments of any kind, including ice cream, mineral water and food, or to fur-nish lodging or entertainment of any kind or to haul any voter to the polls. It is made a crime punishable by fine and im-prisonment not exceeding six months to lask a candidate or his agent for any of these things.

## New Officers of 7th Regiment.

Second Lieut. Nicholas Engel of Company C. Seventh Regiment, who joined that command as a private in March, 1890, has been elected First Lieutenant and First Sergt. William A. O'Connor of Company I Second Lieutenant

## Rector Saumenig Resigns

NUTLEY, N. J., Feb. 21. The Rev. H Fields Saumenig, the rector of Grace Episcopal Church, has resigned his charge and will sever his connection with the parish

G. F. BAILEY, OLD SHOWMAN, DEAD In the Business 40 Years and at One Time P. T. Baraum's Partner.

George F. Bailey, one of the great show men of a generation ago and known as P. T. Barnum's silent partner," died on Friday in his apartments in The Ramon, 340 West Fifty-seventh street, at the age

Mr. Bailey had been actively engaged n the show business for forty years when he retired in 1880. He was the predecessor of James A. Bailey, the present owner of "the Greatest Show on Earth," as the partner of Phineas T. Barnum. He was known as "P. T. Barnum's silent partner" and although James A. Bailey became associated with Mr. Barnum by buying the stock which George F. Bailey sold to Mr. Barnum, the two men were in no way related.

Mr. Bailey was born in North Salem, Westchester county, in 1818. He married the daughter of Aaron Turner, who got the name of having been the first circus man in this country. Mr. Bailey got his first knowledge of the sawdust ring from assisting his father-in-law in running the circus. Then he became Turner's partner. At that time, P. T. Barnum was Turner's treasurer.

When Turner retired from business Mr. Bailey took control of the show. After running it for several years alone he took in as partners Avery Smith, John Nathans and Louis June, all well-known circus men. Mr. Bailey, however, was recognized as the head of the show, which was known as "George F. Bailey's Circus." Smith, Na-thans and June in a very shoft time left the entire control of the business in the hands

of Mr. Bailey.
This combination became known as "The This combination became known as "Ine Flatfooted Party." How they got the name is not explained, but they were all practical business men and knew every detail of the show business, and it is said that they got the name because it was recognized that they were on a "solid footing." Nearly every circus, with the exception of Barnum's, that went through the country in those days was financed by this combination.

Mr. Bailey went with the show and his partners, after a few years, remained at their homes. He took the show to South America and travelled all over that country

About 1874 P. T. Barnum made a proposition to Mr. Bailey to merge the two shows. Just about that time the Barnum show had had a very disastrous time. While the had a was not exactly in financial straits it needed rebuilding. Barnum offered to buy in the Bailey show and make partners of Mr. Bailey and his associates.

An arrangement was made satisfactory to both sides, but in the contract Mr. Balley made with Mr. Barnum it was stipulated that Mr. Barnum is to have nothing to financial straits

that Mr. Barnum was to have nothing to do with the business management of the show. That was left entirely to Mr. Bailey,

show. That was left entirely to Mr. Bailey, and although few persons knew that he was a partner of Mr. Barnum, he had direct charge of the show until 1880, when he and his partners sold out to Mr. Barnum and James A. Bailey became Mr. Barnum's partner. Mr. Bailey was a good executive and a keen business man. Even after he retired. James A. Bailey sent for him and asked him to pare down the "Greatest Snow on Earth," which had become cumbersome and unwieldy. This was done by Mr. Bailey and he sent most of the show back to Bridgeport. Mr. Bailey's wife died about twenty-

three years ago. Since then he had travelled in this country and Europe. He leaves three daughters. He will be buried on Monday in Danbury, Conn., where he had considerable property.

### Oblivary Notes.

Judge Samuel Williamson, died at his home in Glenville, Ohio, yesterday He had been ill for more than a year. He was born in Cleveland in 1844. He graduated from Western Reserve University. He practised law for many years except when he was on the Common Pleas bench, which he left in 1888 to become attorney for the Nickel Plate railroad. At the time of his death he was general counsel in Cleveland of the Vanderbilt system of railroads.

In 1876 he married Miss Mary P. Marsh of New Haven, a sister of Prof. Marsh of Yale College. His wife died in 1881 and then in 1884 he married Miss Harriet Brown of East Windsor, Conn.

Thomas G. Frothingham, a Boston merchant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant, died suddenly at the age of 62 in Washehant and the same on a visit to

Thomas G. Frothingham, a Boston merchant, died suddenly at the age of 62 in Washington on Friday night. He was on a visit to Admiral O'Neil, and death was caused by heart failure. He was a member of the Frothingham family so long prominent in Charlestown, Mass. He was a son of the late Hon, Richard Frothingham of Charlestown, the historian.

Mary Esther Cooke, widow of the Rev. Dr. William Vibbert, late rector of St. James's Episcopal Church in New Haven, and mother of the Rev. W. H. Vibbert, vicar of Trinity Chapel in this city, died at her home in New Haven yesterday. She was 58 years old. She leaves three sons, George, of Danbury Conn: Howard, of New Haven, and the Rev. William H. Vibbert of this city.

William H Vibbert of this city.

Walter A. Huston, for fifteen years superintendent of the People's Light and Power
Company's plant in Orange, N. J., died this
afternoon of pulmonary trouble. Mr Huston was an active Republican and was 50
years old. He was born in Pennsylvania,
He leaves a widow and three daughters.

#### CORNELL TRUSTEES MEET. Two Departments Consolidated-Appoint ments and Promotions.

ITHACA, N. Y., Feb. 21.-At the meeting of the board of trustees of Cornell University, which was held to-day, the department of English literature, hitherto in charge of Prof. Corson, was consolidated with the department of rhetoric and English philology, now in charge of Prof. Hart, the same to take effect at the close of the present academic year. Appointments and promotions were made, to take effect at the close of the present academic year as follows:

Prof. E. W. Muffcut, appointed director of the college of law and dean of the faculty of law, to succeed Judge F. W. Pinch. retired.

Prof. L. H. Bailey appointed director of the college of agriculture and dean of the faculty of agriculture, to succeed Prof.

I. P. Roberts, retired.
Prof. L. M. Dennis, appointed head of
the department of chemistry to succeed Prof. Caldwell, retired.

Assistant Professors W. R. Orndorff,
W. D. Bancroft and F. Merritt, promoted
to professorships of organic physiclogical
chemistry, physical chemistry and physics,

respectively.
Instructors C. S. Northup, J. T. Parson and A. C. Phelps, promoted to assistant professorships of English language and literature, civil engineering and archiecture, respectively.

President Schurman announced an anonymous gift of \$150,000 for the founda

anonymous gift of 150,000 for the conduction of a cooperative professorial pension fund and submitted a detailed scheme for the pensioning of Cornell professors, which was unanimously adopted.

The site of the new Rockefeller Hall of Physics, which had previously been located across the campus to the south of Sibley Calles was changed as as to make the College, was changed so as to make the new building parallel with White Hall and McGraw Hall.

## DEPLORE FIREMAN'S TRANSFER.

Children Hate to See Their Friend, John Hayes, Go to Another Company. John Hayes, whose experience as a member of the volunteer and paid fire department in Jersey City extends over a period of forty years and who has been connected with Engine Company 3 for twenty years, was transferred yesterday to Engine Com-

pany 14.

Hayes was a great friend of the boys and girls living in the neighborhood of No. 3's quarters. Groups of children gathered in front of the engine house yesterday and expressed their disapproval of the order sending their old friend to the Heights.

Goodyear-Akron Rubber Horse Shoe Pade are particularly valuable for cabs and public teams.

Ask your shoer for "Phunia" with the thick heels.

—Adt.

## FENCE WON BY YALE FRESHMEN

LIVELY SCRIMMAGE WITH SOPHO-MORES ON THE CAMPUS.

Washington's Birthday Row Came as Usual Right After Chapel—Sophomores Carry Heavy Canes—Some of the Freshmen Beaten Badly-All Hands Lose Clothing

NEW HAVEN, Conn., Feb. 21 .- Yale freshmen and sophomores got into the tradi-tional Washington's Birthday mix-up this morning on the campus. It began right after chapel and the storm centre was in the neighborhood of the fence where all these battles are fought.

The sophomores wore the customary tall hats and carried canes. Some of the stick were built on the "banger" plan of a few years ago and in a pinch might do for hitching posts. There were 200 fresh-men and about 150 sophomores. Every one of these boys was in his rough, house costume, old clothes, sweaters, antiquated headgear. The sophomores made a rush for their fence and took possession of it. The ambition of the freshman from the day he enters college until Washington's Birthday anniversary comes around is to drive the sophomore from that fence and occupy it himself.

When the freshmen saw the sophomores lined up at the fence the fun began. At first it started with snowballs for ammunition but the snow was of poor quality, and then the members of the two classes closed in for a contest where arms and fists could be used to advantage. Soon after, the upper classmen, who were acting as judges on the merits of the scrimmage, saw a big '05 man who appeared to be getting the worst of the bargain with a plucky little reshman, strike the freshman over the

freshman, strike the freshman over the head with his cane.

There was a loud yell against such brutality. But other canes went into the air and came down on the heads of the freshmen and many a lad staggered out of the struggling mass holding his head. There were cries from the student spectators against such tactics on the part of the sophomores, and over the yells and shouts of the battling classes could be heard the warning cries:

warning cries:

"Stop the mucker play, sophomore."

It was said that two of the freshmen received blows that made deep gashes on their heads. One of the leaders on the sophomores' side was Ralph Bloomer, the big football tackle on Yale's 'Varsity the big football tackle on Yale's 'Varsity the seemed to be doing sophomores' side was Raiph the big football tackle on Yale's 'Varsity team two years ago. He seemed to be doing about half the battling for his entire class. A doughty freshman, who looked like a midget alongside the big football star, got a grip on Bloomer's cane and then began one of the side shows of the contest. A ring was formed about the two, the little chap clinging to the stick as tenaciously as a bulldog. Bloomer stumbled and the freshman grabbed the cane and the athlete's high hat darted down the campus.

Jim Hogan, one of the stars on last year's 'Varsity eleven, simply waded through scores of freshmen. Shevlin, another football man, was the first freshman to dig through a bunch of sophomores and reach the fence. Previous to that he had been rolled in a snow pile by a dozen sophomores.

After an hour's struggle, during which a good many men of both classes were almost stripped of their clothing and a good many more were battered, the sophomores' like of defence grave way and, with a yell

re were battered, the line of defence gave way and, with a yell that could be heard all over the campus, the '06 boys climbed onto the fence.

#### NEW SENATOR FROM OREGON. C. W. Fulton Chesen Just Before the Time Limit Expired.

SALEM, Ore., Feb. 21.-C. W. Fulton was elected United States Sentaor just before midnight last night. The session of the Legislature would have expired at midnight by limitation. Fulton was chosen on the forty-third ballot and received

forty-six votes.

It was ten minutes before midnight when the clerk began taking the last ballot.
The result created the wildest enthusiasm.
Senator Fulton thanked the members of the
Legislature for the honor that had been
conferred upon him and said that he would

represent no particular section of Oregon, but would give his best efforts to the upbuilding of every section of the State.

Charles W. Fulton was born in Ohio on Aug. 17, 1853. Later he moved to Iowa with his parents, where he studied law and was admitted to the bar. He went to Oregon in 1875, taught school for a time and settled later in Astoria, where he has since resided. He has a lucrative law practice. He has been elected to the State Senate four times and was President of that body in 1893 and 1901. He was a member of nearly every State convention since 1880 and has been an active campaign 1880 and has been an active campaign

orator.
Senator Fulton belongs to the faction of the Republican party in Oregon of which Senator Mitchell is a member. He is married and has four children.

### BECAUSE DOCTORS WERE BUSY In Hempstead a Small Boy Died of Acute

Pneumon

illness of less than three hours and because the village physicians were busy on other cases, Joseph Kanaway, 6 years old, died

cases, Joseph Kanaway, 6 years old, died yesterday of acute pneumonia.

The boy's mother told Justice B. V. Clowes, who acts as Coroner, that Joseph had complained of a headache soon after breakfast. Messengers were sent to every doctor in the village, but all were out on their morning rounds and none was found until after the boy died in great agony about 10 o'clock. The physicians here hysicians here are rushed by many cases of scarlet fever, grip and pneumonia.

#### THINKS THE SUN INHABITED. Indiana Astronomer Whose Telescope Re-

veals Strange Things to Him. LA PORTE, Ind., Feb. 21.-Alexander

Young of La Porte, an astronomer, makes the announcement that from observations made by him he is confident that the sun is inhabited, that with his instruments he has seen on the sun's surface mountain sides with great and precipitous rocks, which glow with prismatic colors, mingled with the greenness of a perennial vegetation and with a floral radiance more beautiful that that that on earth. Beyond these ful than that on earth. Beyond these mountains he says he saw valleys and plains

## News of New Court House Welcomed. The news that the Board of Estimate had ppropriated \$1,000,000 for a new Court appropriated \$1,000,000 for a new Court House in Brooklyn, in Murphy Park, adjoining the County Court House, was welcomed in that borough yesterday. Although it was generally supposed that the project had been agandoned, City Works Commissioner Radfield said vesterday that the plans for the new building would be drawn without delay. It is intended to accommodate the Supreme Court, and to accommodate the Supreme Court and the other judicial departments now quar-tered in the County Court House.

Leed a Falling Tree for Suicide Purposes LOGANSPORT, Ind , Feb. 21.—Coroner Hetherington has rendered a verdict that Martin Myers, a well-to-do farmer, committed suicide. The evidence showed that in cutting down a tree Myers arranged it so that it would fall across a stump. Then he knelt in prayer, with his head across the stump, and waited until a gust of wind brought down the tree, crushing his skull to a pulp. ng his skull to a pulp.

Bill for Compulsory Voting in Nebraska I INCOLN, Neb., Feb. 21.-State Representative J. A. C. Kennedy of Omaha has framed a bill which he will introduce providing for compulsory voting in cities. The bill compels every qualified elector to vote unless physically disabled. The penalty for violation is a five-dollar fine.

Extracts From the Paper Published by the Trades Assembly.

SCHENECTADY, Feb. 21.-The Schenec ady Trades Assembly's long-promised publication, the *Labor News*, made its appearance to-day and caused a mild sensation among trades unionists, who are patronizing the paper liberally. The amount of advertising is ample. Schenectady is essentially a trades-union town and anything having the slightest connec tion with the central body, the Trades Assembly, has the middle of the sidewalk under all conditions.

The publisher of the new paper is W. W. Snell, while it is generally understood that the actual editor is Henry V. Jackson, the president of the Trades Assembly and candidate for member of Assembly on the Socialist Labor ticket at the last election. Mr. Jackson is an avowed

The leading article is headed, "That Potter Case—Out of Their Mouths Comette a Wind." After reciting the facts contained in the recent developments in th case of William Potter, the militiaman who was expelled from the painters' union by Local No. 62 because of his member-ship in the National Guard and who re-cently lost his case before Justice Howard of the Supreme Court, the article says:

of the Supreme Court, the article says:

What do you think, reader, of a man who pretends to be a union man, who has taken an obligation not to harm a brother or see one harmed if in his power to prevent it, join a military organization and go forth to protect a class of hirelings who would do dirt o him or to any other union man they could get a chance? He is N. G. And the tool of plutocracy, for which the militia is now used, is no better for a non-union man to belong to, because he is hiring himself out to prevent the advancement and elevation of his fellow man.

Either make the militia clean, and transform it to the purpose for which it was intended, or do away with it. For as it now exists, it is a menace to good society.

Referring to the recently formed Citizens'

Referring to the recently formed Citizens Referring to the recently formed Citizens' Association, prominent in the membership of which are such men as former Justice of the Court of Appeals Judson S. Iandon and the Rev. A. V. V. Raymond, D. D., LL. D., president of Union College, the paper says:
What of its composition? Professional men, a few merchants and some "bosses."
The idling class, whom we, the workers, support. People who luxuriantly live off of our brawn and brain, people, who if it were not for us, the producers, would still be in the woods clothed in gunny sacks and digging roots. And we must knuckle to such. Well, we guess "Nit" We admit to have done it to a certain extent, and they have fleeced us for it, but they will not do so much longer. for we are rapidly getting inside the traces.

The article concludes its review of the The article concludes its review of the

case as follows:

The article concludes its review of the case as follows:

The court has at last vacated the injunction which says Potter is a non-union man shaffer & Barry can break their agreement with the painters' union and retain Potter in their employ. The painters' union is not trying to have Potter discharged, nor is it making any attempt to prevent him from working for any one who will employ him.

Shaffer & Barry is now on the unfair list of organized labor in this country, because they employ non-union painters when they have agreed with the Painters' Union No. 2: to employ none but union men; and they will have to remain on that list until they come to their senses and their agreement Poor Potter, a man who has to toil and toil with the toilers. What a dupe you have made of yourself; you have also made a reputation, but it is not enviable or honorable.

Why, the very people who are making a tool of you, condemn you don't you know that? Brace up, Potter, go join the painters' union and be a man.

#### BUTCHERS TO MAKE DEMANDS 12.000 Journeymen Organizing in Effort to Get Higher Wages.

Journeymen butchers and other ployees in the meat trade in Greater New York and vicinity to the number of about 12,000 are preparing to make a demand for higher wages. The demand will affect the men and the trade in Hoboken, Pater son and Newark as well as New York, and a Butchers' Trade Council has been formed comprising all the men in New York and these cities.

H. L. Eichelberger, general organize the Amalgamated Meat Cutters and Butcher Workmen of North America, is here to rganize the meat cutters preparatory to making the demand.

An appeal sent out by interests as ganization says:

"While we do not believe in strikes, yet where trade difficulties are forced upon us we shall sustain our members to the bitter end. We have a fund for this purpose and in case our members are forced to strike or are locked out they will receive a weekly benefit." weekly benefit.

6,000 Plano Makers Get 9-Hour Day The officers of the Piano Makers' Union which made a demand for a nine-hour day several weeks ago, have reported that sixty manufacturers in Greater New York and vicinity, employing 6,000 piano makers. have granted the demand.

Clothing Cutters Want S-Hour Day. About 8,000 clothing cutters and trimmers have decided to make a demand early this spring for an eight-hour work day. The demand was first made two years ago and the matter was settled by arbitration. HEMPSTEAD, L. I., Feb. 21 .- After an

NEW BROADWAY BUILDING. Ten-Story Structure Going Up at 12th Street Leased by R. Smith & Co.

R. Smith & Co. of 58 West Fourteenth street, ladies' outfitters, have leased from Mary Hopton Smith and Hopton Atterbury the northwest corner of Broadway and Twelfth street. The property fronts 50 feet on the former and 87 feet on the latter thoroughfare and adjoins the Hotel St. George. It contains three small old houses, which will be replaced by a ten-story fireproof building.

proof building.

The new structure will be built for the lessees at a cost of \$150,000 to \$175,000. The lesse is for twenty-one years, with the privilege of two renewals for similar periods. It includes an option of purchase at \$400,000. Work on the new building will be begun next May by the J. C. Lyons Building and Operating Company.

"Belly Floppered" Under a Truck. Seven-year-old Roy Johnson of 131 York street, Jersey City, coasted "belly floppers vesterday afternoon down a bank of snow which had been thrown up by a sweeper in Gregory street. His sled ran under a truck driven by George H. Ford, colored, of 162 West Eighteenth street, Manhattan. His left foot was crushed. He was taken to the City Hospital. Ford was arrested on a charge of atrocious assault and battery

## Anarchist to Be Deported.

Francesco Zunbo, a young Italian who arrived here recently aboard the steamship Sardegna, and who admitted that he was an Anarchist, will be deported by order of an Anarchist, will be deported by order of Immigration Commissioner Williams. The case of Giuseppe Marino, who came with Zunbo, is still under consideration. Zunbo was ordered deported technically because he was likely to become a public charge. Superintendent Harrison Killed.

PASSAIC, N. J., Feb. 21 .- William H. Harrison, the superintendent of the Brighton mills in this city, was instantly killed this afternoon while walking from the mill to his home along the Lackawanna tracks. He got out of the way of an eastbound freight train and found himself in front of the oncoming Buffalo express.

Policeman Hit by Car and Injured. Policeman Samuel Greenthal of the West Sixty-eighth street station, who is stationed at the crossing at Fifty-ninth street and Columbus avenue, was knocked down by a car yesterday afternoon while trying to step out of the way of another car. He was taken to Roosevelt Hospital, but wasn't very badly hurt.

SCHENECTADY'S UNION ORGAN. HERLIHY QUESTIONED ON OATH

DENIES THAT HE'S SQUEALED CROSS TO BE TRIED?

The Captain a Willing Witness Before Morgan Perhaps, but What He Sald He Won't Tell-Ex-Sergt. Churchill May Be Gunning for the Inspector.

Capt. Herlihy denied yesterday that h had "squealed" to Assistant District Attorney Morgan at their conference of Friday concerning the secrets of the Police Department, but a person in a high official position in the Criminal Courts Building announced that Herlihy was under oath when he went into Mr. Morgan's office. This person stated that the oath was ad-

ministered by Justice Mayer of the Specia Sessions. As Herlihy is himself under inictment, it was inferred that he must have een a willing witness or else that he had been examined on something that had nothing to do with his own case.

Herlihy told a reporter yesterday that he ad not squealed because he didn't know anything to squeal about and would not squeal if he did know. He said that his counsel. Abram I. Elkus, told him not to reveal what he conferred about with Assist ant District Attorney Morgan or else he would be free to tell. He suggested that it was up "to Mr. Morgan" to say what they discussed.

Ex-Sergt Churchill called on Assistant District Attorney Morgan vesterday. Church ill was acting captain at the Fifth street station when Inspector Cross, with whom he had been at enmity for a long time, made raid over his head upon a number of dis-orderly houses. This raid was made the basis of charges that resulted in the dis-missal of Churchill from the department by Police Commissioner Partridge.
Churchill has appealed to the courts fo

Churchill has appealed to the courts for reinstatement, one of his contentions being that developments since his trial have shown that some of the evidence against him was not true. Before he got in trouble at all at Fifth street, he and Cross were together in conference with Mr. Jerome. Mr. Jerome politely informed them that he was out to get both of them and that the one who "got in" on the other first would be out of the wet.

Harliby was at the Fifth street station

would be out of the wet.

Herlihy was at the Fifth street station as captain before he went to Eldridge street. He has been indicted for neglect of duty at the latter station. Capt. Diamond, who has been dismissed from the force and convicted criminally for neglect of duty, was at Fifth street, and so was his wardman, George Bissert, once convicted of taking a bribe from Lena Schmidt. He will probably never be tried again on that charge owing to his turning State's evidence. Churchill was sent there after Diamond was deposed.

It is an open secret at Police Headquarters and in the Criminal Courts Building that Mr. Morgan is going to prefer charges of

Mr. Morgan is going to prefer charges of some kind against Inspector Cross at Police Headquarters. ROUNDSMAN M'HUGH DRUNKT So Says Captain White-Known as "Reese

velt's Friend."

Charges of intoxication have been made against Roundsman James J. McHugh of the Bergen street station, Brooklyn, by Capt. White, and First Deputy Commissione Ebstein will preside at McHugh's trial on Tuesday next. McHugh has been known among his colleagues as "Mr. Roosevelt's friend" from the fact that as soon as M Roosevelt was sworn in as President, the roundsman wrote him a letter of congratulation, and that last summer when Presi dent Roosevelt was at Ovster Bay, the

On Tuesday evening last he entered the station, as Sergt. Fitzgerald says, in an intoxicated condition. The matter was reported to Capt. White who immediately summoned Police Surgeon Terry, and the result of the surgeon's report was that Capt. White relieved McHugh from duty, ince which time the roundsman has been

Roundsman McHugh was originally a Manhattan patrolman and was attached to the Eldridge street station. He into the Endrings street station. He in-curred the displeasure of the Tammany leaders four years ago and was sent to Brooklyn and was assigned to duty in the Liberty avenue station. While there he secured evidence against Charles Akron, the concert hall keeper. On Dec. 27 last he was promoted a roundam by Com-missioner Partidge and sent to the Reggemissioner Partridge and sent to the Berger street station. It is said he is not popular with the men under him.

## \$672 FUNERAL BILL CUT. About 20 Per Cent. Taken Off by Referee'

Report. An interesting report is about to be sub mitted to the Supreme Court by Referee Charles O. Maas on the funeral expenses of Miss Mary E. Mitchell, a music teacher of Troy, who died in February, 1902. Mise Mitchell had for years been connected with the choir of St. Joseph's Church, Troy, and lived in the up-State city until about a year before her death, when she came to New York. She died intestate and John W. Mahoney was appointed administrator of her estate. He found it to consist of ess than \$5,000 and so reported to the Sur

rogate.
When the time came to wind up her estate

when the time came to wind up her estate, however, it was found that T. H. Nealon, an undertaker of Troy, who buried Miss Mitchell, had a bill for \$672, which he presented for payment. Mr. Maloney disputed the bill as extortionate, and the matter was sent to Referee Mass. puted the bill as extortionate, and the matter was sent to Referee Maas.

Mr. Maas reduces the undertaker's bill by about \$130. Among the items which he reduces is one of \$350 for the casket. The referee says that in his opinion \$300 would be a fair price. The item of \$90 for the trimming and lining of the casket and outer box is also reduced to \$75. Mr. Maas, however, absolutely rejects some items, which he declares to be improper and unnecessary charges. Among these is one for \$10 for a carpet for the mourners to stand on at the vault. Another is for \$25 for the personal services of Undertaker Nealon in coming to New York and supervising the funeral arrangements. A third item of \$35 for flowers, which Nealon said he purchased on the order of a friend of Miss Mitchell's, for the decoration of her casket is also excluded.

#### casket is also excluded. CHANGE OF VENUE FOR THOMAS. Grand Jury Must Pass Upon His Assault on Editor Sweet.

WHITE PLAINS, N. Y., Feb. 21.-Augustus Thomas, the dramatist, who was arrested on complaint of Henry Sweet, editor of a Republican newspaper at New Rochelle, for punching him because of the publication of editorials calling the playwright "Miss Gussie Thomas," scored a point over the editor to-day. He obtained an order from County Judge Platt in White Plains taking the case from the New Rochelle police Magistrate.
The case must now be submitted to the Westchester Grand Jury.

"There is more than one version to the story of the allege! assault," said Judge Crennan in his argument. "The defendant is dissatisfied with the tribunal in New Rochelle. The editorials were criminally libellous and contained imputations from which there could be only one deduction. If Mr. Thomas is indicted and convicted in the county court, and there is little probability of that, we will be satisfied, but if he was to be convicted in a lower court we would always be dissatisfied."

C. A. Van Auken, for Mr. Sweet, opposed the motion, but Judge Platt said that there was much excitement in New Rochelle over the episode and that it would be best for all concerned to try the case in White Plains "Both sides have friends," said the Judge, "and on account of the interest taken there is likely to be bad feeling. I will grant the order and fix Mr. Thomas's bail at \$200." "There is more than one version to the

BEQUESTS A CENTURY HENCE. Prof. Waterhouse's Gifts to Educations

Institutions to Be Held for Many Years. St. Louis, Feb. 21.-The numerous benefactions to educational institutions by Prof. Sylvester Waterhouse of Washington University, held inviolable at his request for one year after his death, have been made public and several have peculiar conditions.

In the case of Washington University he gives \$25,000 with the provision that none of the money shall be available until the year 2000 and not then unless the principal and accumulated interest amount to \$1,000,000. That sum must be reached before a dollar of the money can be touched. Interest rate on this money is set at 5 per

Prof. Waterhouse on Oct. 24, 1901, addressed a letter to the Advisory Board of the Missouri Historical Society, giving that institution \$5,000 in bonds on condition that no mention of the gift should be made until a year after his death, and that the principal and accumulated interest should principal and accumulated interest should be kept intact until Jan. 1, 1950, and the sum thus accumulated should be kept as a permanent endowment and spent in historical research.

The gifts to Phillips Exeter Academy, Harvard University and Dartmouth College which were readed.

lege, which were made in 1996, were on the condition that in the case of Harvard the fund should accumulate until the year 2000 and in the others to the year 1926 before they should be used by the beneficiaries.

#### SHOT FARMHAND HE FEARED. Isaac Chase, Who Killed a Negro Near the

Vanderbilt Farms, Gets Ball. NEWPORT, R. I., Feb. 21.-Isaac Chase, the farmer who yesterday shot and killed the negro, Charles Potter, on his farm in Portsmouth, within a mile or two of the farms of Alfred G. and Reginald Vanderbilt.was arraigned this morning in the police court on the charge of manslaughter. He pleaded not guilty, and was bound over for trial in the district court on Friday next. Bail was fixed in the sum of \$10,000, which was furnished and Chase returned to his

A more definite idea of the shooting was to be had to-day, although neither Chase to be had to-day, although neither Chase nor any of his family would speak on the subject. Last night it was reported that Chase used a shotgun, but to-day it was learned that it was a rifle, and that Chase fired only one shot. After the trouble in the morning, when the negro fired at Chase, the latter feared that he would repeat the

the latter feared that he would repeat the performance when he appeared in the afternoon, and taking the law in his own hands got his rifle and shot the man.

Chase then drove to the farm of Alfred G. Vanderbilt and called the Sheriff up by telephone, told him the whole story and offered to surrender himself. Nothing is known here of the negret and the general known here of the negro and the gener opinion is that Mr. Chase will be acquitted

Two Young Men Arrested for Thefts of Packages of Lace. Two young men, who said they were Joseph Bernstein, 18 years old, of 302 West Fifty-fifth street, and Louis Fisheim, 22 years old, living in Willett street, were locked up at Police Headquarters last night on the charge of having stolen a package of lace worth \$204 from Voss & Stern, at

ROB MESSENGERS, POLICE SAY

of lace worth \$204 from Voss & Stern, at 480 Broadway.

According to the police, a number of complaints have been made by merchants that two men were holding up messenger boys and stealing packages from them by pretending that they represented the owners of the packages. The police think that Bernstein and Fisheim have been doing most of the work.

The police say Bernstein used to work for W. Thalberg at 313 Church street and that he got two other packages of lace, worth \$185 and \$264, on forged orders on Voss & Stern.

AN EEL IN THE FIRE HOSE

Caused Poor Flow of Water at Fire Which

Nearly Cost a Life. A fire broke out about 8 o'clock yesterday morning in the two-story frame building at 73 Prospect avenue, Brooklyn, occupied by John Kolle, proprietor of the new Prospect Hall, adjoining. The members of the family escaped to the street with the exception of Miss Elsie Kolle, who was exception of Miss Elsie Molle, who was found unconscious from the smoke in her room on the second floor, and carried down a ladder by John Papi, a neighbor.

When the blaze, which caused a loss of \$5,000, had been extinguished, the firemen found a two-foot eel wedged in one of the hose lines, thus explaining the poor flow of water from the hydrant to which it was strached.

# GIFT OF PICTURES TO PRINCETON.

Carbons Showing Greek and Roman Scene -- Donor's Name Withheld PRINCETON, N. J., Feb. 21.-Through the efforts of Prof. C. A. Robinson, a graduate who withholds his name has presented the university with a large collection of pictures. They are carbons, and show ancient Greek and Roman scenes, together with views of well-known French and German cathedrals. For convenient reference these pictures probably will be hung in the classical and architectural recitation rooms. The same donor also gave several of Holiyer's prints of famous men.

A Passengers' Rights Association Formed The passengers who were carried back to Coney Island on a Culver route car of the Fifth avenue through elevated service because they would not accept transfer to a Bath Beach train at Thirty-sixth street on Wednesday morning last, held a meeting on Friday night at which they formed Passengers' Rights Association. Yesterday the law committee of the association placed a complaint against the Brooklyn Rapid Transit Company in the hands of Wright & Ruger, 58 William street, for legal action. The president of the association is Melvin . Morse of 76 William street.

The effective treatment of an ordinary "Cold" is a matter of a day or two against a possible subsequent sickness for weeks.

The indications of a severe attack of influenza are headache, chilliness, general muscular pains, fever, sore throat, cough and systemic lassitude.

It is folly to risk Grip or Pneumonia when the use of Dr. Humphreys' "SEVENTYseven" will prevent and cure Grip and Colds. The best results are obtained by keeping "77" handy (it fits the vest pocket). Taken early, it cuts it short promptly. Taken during its prevalence, preoccupies the system and prevents its invasion. Taken while suffering, relief and cure are speedily realized. At Druggiste, 25c., or mailed.

Humphreys' Med. Co., Cor. William & John

The Deady Trail

Of disease is often the trail marked by a woman's gown. A recent investiga-tion showed a horde of microbes, includ-ing those of influenza, consumption and a dozen other varieties, gathered in the trail of a woman's dress.

prey are the weak and feeble people whose blood is "poor" and digestion "weak." Dr. Fierce's "weak." Dr. Pierce's Golden Medical Discovery cures diseases of the stomach and other organs of digestion and nutrition and purifies the blood.

It strengthens the nutrition to resist or throw off disease.

ease.

"Please accept my thanks for the good Dr. Pierce's Golden Medical Discovery has done for me."

writes Mrs. N. Chesley, of Cleveland, Cuyahoga Co., Ohio. "I was troubled for over a year with what the doctor pronounced indigestion. I had nervous headaches, as unpleasant taste in my mouth in the morning, and my blood was very poor. I tried different medicines but to no avail. My parents insisted on my taking Dr. Pierce's Golden Medical Discovery. I did so; am now on the fourth bottle, and feel stronger than I have for ten years. I cannot speak too highly in its favor."

Dr. Pierce's Pleasant Dr. Pierce's Pleasant Pellets are easy and pleasant to take. A most effective laxative. They

get the

WANT AMMUNITION REMOVED From Fort Larayette Coroner Will Give Permits to Bury Victims.

Coroner Flaherty and the naval officials came to an understanding vesterday morning and the death certificates for the five victims of the Fort Lafayette explosion were issued. The inquest will be held within a few days. The Coroner is awaitare still in the Army Hospital at Fort Hamilton, hoping that they may be able to testify about the cause of the explosion. The residents along the Shore road in the vicinity of Fort Lafayette, as well as ing the result of the injuries of those who the vicinity of Fort Lafayette, as well as those occupying houses more remote from the waterfront in the old village of Fort Hamilton, are much alarmed at the possibility of another explosion and are preparing for a mass meeting and a petition to the Government to have the immense quantities of guncotton and other am-munition removed.

munition removed.

The officers at the Fort Hamilton reservation, while not willing to be quoted, spoke freely of the danger of the vast amount of war munitions stored on the little island, and say it would be a relief to all, resi-dents and soldiers alike, if it were removed

SCOTCHMAN ROBBED, HE SAYS.

One of the Visiting Curiers a Police Court Complainant. Major William Bertrand of Paisley, Scotland, who says he is a Magistrate there, has been touring Canada and the United States with the Royal Caledonian curling clubs, was in Jefferson Market court yesterday morn-

ing as complainant against Samuel Harris, George Golden, Joha Kennedy and C. C. Ross, four young men, whom he charged with stealing \$80 from him early yesterday morning. All four were discharged by Magistrate Mayo because of lack of evidence

THE BEST WAY TO ENJOY GOOD SPIRITS IS TO DRINK John Jameson Three \*\* \* Star Irish Whiskey

W. A. Taylor & Co., Agts., 29 B'way, N. Y.

SOLD ALL OVER THE WORLD

ON ITS MERITS.

MARRIED. BOSTWICK-EL SWORTH .- On Saturday, Feb. ?4, by the Rev . Arthur H. Judge, at St. Matthew's Church, Mrs. Sophie Vanderbilt Read Elsworth to Henry Anthon Bostwick.

IVINGSTON-DUDLEY .- At the residence of her mother, Lexington, Ky, on Saturday, Feb. 21, 1908, by the Rev. Dean Baker Lee and the Re. Rev. Rishop of Lexington, Clara, daughter of the late Dr. Benja min William Dudley, and Lieut. John Griswold Livingston, Corps of Arullery, U. S. A.

SARGENT-KOOSER .- On Thursday, Feb. 18, 41 Somerset, Somerset county, Pa., by the Rev. A. E. Truzal, D. D., Mary F. Kooser, daughter Hon. F. J. Kooser of Somerset, to William D. Sargent of Brooklyn, N. Y.

## DIED.

Farquhar in his 62d year.

CURRY.—On Thursday, Feb. 19, of pneumonia, at his residence, 43 F. 83d st., John James, aged 23 years, son of Edmund J. Curry. Funeral on Monday, Feb. 28, at 9:30 A. M., thence to St. Ignatius Loyola's Church, Park av. and 84th at., where solemn requiem mass will be offered. Members of the Catholic Club are requested to attend. Please omit flowers. RQUHAR.-On Friday, Feb. 20, Henry J. S.

day, at 3 o'clock Interment at convenience of family. FLYNN.-Suddenly on Friday, Peb. 20, 1903, James Funeral service will be held at his late residence. 130 West 132d st., on Sunday, Feb. 22, at 5 P. M. Relatives and friends are invited to attend

Puneral services at 90 Quincy st., Brooklyn. 02

Interment private. Kindly omit flowers. HALL.—At Tarrytown-on-Hudson, Friday, Feb. 20, Violetta Morgan Marsh, widow of the late Gea. James F. Hall. meral from Christ Church, Tarrytown, Susday, Feb. 22, at 3:15 P. M. Train leaves Grand Central Station at 2:10. Interment private McLELLAND .- Suddenly on Feb. 20, 1903, Jenn's

Estelle, youngest daughter of Thomas and Jennie K. McLelland, aged 16 years 7 months and 20 days. Relatives will kind y meet at her late residence. 815 South Orange av., Newark, on Monday, Feb. 28, at 2 P.M. Priends are invited to attend fu-neral services at Memorial Presbyterian Church.

South Orange av. and South 7th st., at 2.5) P. M. Interment in Fairmount Cemetery. MONAGHAN .- On Saturday, Feb. 21, Edward Monaghan, in his 62d year. Funeral from his late residence, 790 Courtlands

av., on Tuesday, Feb. 24, at 10 A. M. SCHLEY.-On Friday, Feb. 20, Muriel, Infant daughter of Grant Barney, Jr., and Jane Sener Funeral private. Kindly omit flowers. TEPPT.-At Great Barrington Mass. Thursday, Feb. 19, 1903, William Erastus Tefft, id. act

the late Erastus T. Tefft, aged 62 3ra:s 1

Funeral will be held on Monday morning. Feb. 23, at 11 o'clock in All Saints' P. E. Church-corner 66th st. and Madison av. Intermedia private. TURNER. -On Friday, Peb. 20, Grace Demaired

wife of William L. Turner and daughter of the late John H. and Charlotte Rutter Moss.
Services will be beld at her residence, 75 East Mar.
st., on Monday, the 234 last., 68 M. Flease emit flowers.